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| 6 | Attorneys for Defendant LG DISPLAY AMERICA, INC. | | |
| 7 | | | |
| 8 | David P. Germaine (<i>Admitted Pro Hac Vice</i>) VANEK, VICKERS & MASINI 111 South Wacker Drive, Suite 4050 Chicago, Illinois 60606 | | |
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| 11 | | | |
| 12 | Counsel for Plaintiff ATS CLAIM, LLC | | |
| 13 | | | |
| 14 | UNITED STATES DISTRICT COURT | | |
| 15 | FOR THE NORTHERN DISTRICT | OF CALIFORNIA | |
| 16 | (SAN FRANCISCO DIV | ISION) | |
| 17 | | | |
| 18 | IN RE TFT-LCD (FLAT PANEL) ANTITRUST LITIGATION | No. M 07-1827 SI-FS | |
| 19 | | | |
| 20 | This Document Relates To: Case No.: 09-1115 SI | JOINT STIPULATION AND | |
| 21 | ATS Claim, LLC | [PROPOSED] ORDER REGARDING MODIFICATION | |
| 22 | Plaintiff, | OF THE HEARING DATE AND BRIEFING SCHEDULE FOR | |
| 23 | VS. | MOTIONS TO DISMISS ATS CLAIM, LLC'S COMPLAINT | |
| 24 25 26 | Epson Electronics America, Inc.; Hitachi Ltd.; Hitachi Displays Ltd.; Hitachi Electronics Devices (USA), Inc.; Sharp Corp.; Sharp Electronics Corp.; Toshiba Corp.; Toshiba Electronic Components, Inc.; Toshiba America Information Systems, Inc.; Toshiba Matsushita Display | Honorable Susan Illston | |
| | | | |
| 27 28 | JOINT STIPULATION AND [PROPOSED] ORDER REGARDING MAND BRIEFING SCHEDULE FOR MOTIONS TO DISMISS ATS CL Case No.: 09-1115 SI Related To Case No.: M 07-1827 SI-FS | | |

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| 1 2 | Technology Co., Ltd.; LG Display Co., Ltd.; LG Display America, Inc.; Samsung Electronics Co., Ltd.; Samsung Electronics America, Inc.; Samsung Semiconductor, Inc.; AU Optronics Corp.; AU Optronics Corp. America; Chi | | |
|-----|--|--|--|
| 3 | Mei Corp.; Chi Mei Optoelectronics Corp.; Chi Mei Optoelectronics USA, Inc.; CMO Japan Co., Ltd.; Nexgen | | |
| 4 | Mediatech, Inc.; Nexgen Mediatech USA, Inc.; Chunghwa Picture Tubes, Ltd.; Tatung Company of America, Inc.; and | | |
| 5 | Hannstar Display Corp., | | |
| 6 | Defendants. | | |
| 7 | | | |
| 8 | The undersigned parties respectfully request that the following order be entered to | | |
| 9 | modify the hearing date and the timing of the parties' respective opposition and replies with regard to | | |
| 10 | LG Display America, Inc.'s ("LG Display America") motion to dismiss ATS Claim, LLC's ("ATS") | | |
| 11 | complaint (the "Motion"), which the undersigned defendants joined. | | |
| 12 | WHEREAS, on July 24, 2009, LG Display America noticed the Motion for August | | |
| 13 | 28, 2009; | | |
| 14 | WHEREAS, on the same day, Hitachi Electronic Devices (USA), Inc., Sharp | | |
| 15 | Electronics Corporation, Chi Mei Electronics USA, Inc., and Nexgen Mediatech USA, Inc. joined in | | |
| 16 | the Motion; | | |
| 17 | WHEREAS, Toshiba America Electronic Components, Inc., and Toshiba America | | |
| 18 | Information Systems, Inc. joined in the Motion on July 26, 2009; | | |
| 19 | WHEREAS, AU Optronics Corporation and AU Optronics Corporation America | | |
| 20 | joined in the Motion on August 3, 2009; | | |
| 21 | WHEREAS, in a Notice dated July 27, 2009, this Court continued the presentation of | | |
| 22 | the motions until September 25, 2009; | | |
| 23 | WHEREAS, based on the Court's continuation of the presentation of the motions and | | |
| 24 | the parties' reading of L.R. 7-3, the parties understood that (1) ATS's opposition was due on or | | |
| 25 | | | |
| 26 | | | |
| 27 | | | |
| 28 | JOINT STIPULATION AND [PROPOSED] ORDER REGARDING MODIFICATION OF HEARING DATE AND BRIEFING SCHEDULE FOR MOTIONS TO DISMISS ATS CLAIM, LLC'S COMPLAINT Case No.: 09-1115 SI Related To Case No.: M 07-1827 SI-FS | | |

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| 1 | before September 4, 2009; and (2) the undersigned defendants' replies were due on or before | |
|-----------------------------------|--|--|
| 2 | September 11, 2009; | |
| 3 4 | WHEREAS, the parties have conferred with one another and with the Court's clerk at 10:00 a.m. regarding accelerating the presentation of the motions to September 17, 2009 and modifying the | |
| 5 | timing of the parties' respective opposition and replies for efficiency and scheduling reasons; | |
| $\begin{bmatrix} 6 \end{bmatrix}$ | | |
| | NOW, THEREFORE, the undersigned parties, acting by and through their respective | |
| 7 | counsel of record, hereby stipulate and agree as follows: | |
| 8 | 1. The presentation of the motions shall be accelerated to September 17, 2009 at | |
| 9 | 9:00 AM. | |
| $0 \mid \mid$ | 2. ATS's opposition shall be due on or before August 31, 2009. | |
| 1 | 3. The undersigned defendants' replies shall remain due on or before September | |
| 2 | 11, 2009. | |
| 3 | 4. Except as set forth above, all Local Rules shall remain in effect with respect to | |
| 4 | the briefing on the motions. | |
| 5 | IT IS SO STIPULATED. | |
| 6 | Respectfully submitted, | |
| 7 | | |
| 8 | DATED: August 10, 2009 | |
| 9 | | |
| 0 | By: <u>/s/ Michael R. Lazerwitz</u> Michael R. Lazerwitz (PRO HAC VICE) | |
| 1 | Jeremy J. Calsyn (State Bar No. 205062) | |
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| 5 | mlazerwitz@cgsh.com Attorneys for Defendant LG Display America, Inc. | |
| 6 | | |
| 7 | 3 | |

| By: /s/ Bryan B. Barnhart |
|---|
| Bryan B. Barnhart |
| Christopher A. Nedeau Carl L. Blumenstein |
| Nossaman LLP |
| Attorneys for Defendants |
| AU Optronics Corporation and AU Optronics Corporation America |
| |
| By: /s/ Wayne A. Cross |
| Wayne A. Cross (pro hac vice) |
| John H. Chung (pro hac vice) |
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| Attorneys for Toshiba America Electronic |
| Components, Inc. and Toshiba America Information |
| Systems, Inc. |
| |
| By: /s/ Jacob R. Sorensen |
| Jacob R. Sorensen |
| John M. Grenfell |
| Fusae Nara |
| Ryan K. Takemoto |
| PILLSBURY WINTHROP SHAW PITTMAN LLI |
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| Corporation |
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JOINT STIPULATION AND [PROPOSED] ORDER REGARDING MODIFICATION OF HEARING DATE AND BRIEFING SCHEDULE FOR MOTIONS TO DISMISS ATS CLAIM, LLC'S COMPLAINT Case No.: 09-1115 SI Related To Case No.: M 07-1827 SI-FS

| 2 3 4 5 6 7 | Kent M. Roger (State Bar No. 95987) MORGAN LEWIS & BOCKIUS LLP One Market, Spear Street Tower San Francisco, CA 94105 Tel: (415) 442-1000 Fax: (415) 442-1001 Attorneys for Defendant Hitachi Electronic Displays (USA), Inc. |
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| 6 | Attorneys for Defendant Hitachi Electronic Displays |
| 6 | · · · · · · · · · · · · · · · · · · · |
| | |
| 7 | |
| ll ll | By: /s/ Steven F. Cherry |
| 8 | Steven F. Cherry (pro hac vice) |
| | Gordon Pearson (pro hac vice) |
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| | Godon.Pearson@wilmerhale.com |
| 14 | Attorneys for Defendant Chi Mei Optoelectronics |
| 15 | USA, Inc. and Nexgen Mediatech USA Inc. |
| | |
| 16 | By: /s/ David P. Germaine |
| 17 | David P. Germaine |
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| 20 | dgermaine@vaneklaw.com |
| 21 | Counsel for Plaintiff ATS Claim, LLC |
| 22 | Admitted Pro Hac Vice pursuant to Paragraph 9 of |
| | Pretrial Order No. 1 |
| 23 | (Docket No. 180, 07-1827(SI)) (July 3, 2007) |
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JOINT STIPULATION AND [PROPOSED] ORDER REGARDING MODIFICATION OF HEARING DATE AND BRIEFING SCHEDULE FOR MOTIONS TO DISMISS ATS CLAIM, LLC'S COMPLAINT Case No.: 09-1115 SI Related To Case No.: M 07-1827 SI-FS

| 1 | ATTESTATION PURSUANT TO GENERAL ORDER 45 | | |
|----|--|--|--|
| 2 | Pursuant to General Order No. 45, § X(B), regarding signatures, I attest under penalty of perjury that | | |
| 3 | the concurrence in the filing of this document has been obtained from its signatories. | | |
| 4 | Dated: August 10, 2009 | | |
| 5 | By: <u>/s/ Michael R. Lazerwitz</u> Michael R. Lazerwitz | | |
| 6 | | | |
| 7 | | | |
| 8 | IT IC CO ORDERED | | |
| 9 | IT IS SO ORDERED. | | |
| 10 | Data da | | |
| 11 | Dated: | | |
| 12 | HONORABLE SUSAN ILLSTON | | |
| 13 | UNITED STATES DISTRICT JUDGE | | |
| 14 | CHILD STITLS DISTRICT VED GE | | |
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JOINT STIPULATION AND [PROPOSED] ORDER REGARDING MODIFICATION OF HEARING DATE AND BRIEFING SCHEDULE FOR MOTIONS TO DISMISS ATS CLAIM, LLC'S COMPLAINT Case No.: 09-1115 SI Related To Case No.: M 07-1827 SI-FS

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